

**ROBINSON INTELLECTUAL PROPERTY LAW OFFICE**

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PMB 955
21010 Southbank Street
Potomac Falls, Virginia 20165

October 2, 2003

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FACSIMILE COVER SHEET

To:	Ms. Francis Hicks	From:	Rose Fichtel
Facsimile Number:	703-308-6916	Telephone No.	
Number of Pages (including cover sheet):	5		
RE: Serial No. 09/499,619 Our Reference: 0756-2095		FAX RECEIVED OCT 02 2003	
Dear Ms. Hicks:		PETITIONS OFFICE	
As discussed, attached please find the stamped receipt card along with a copy of the Issue Fee Transmittal, Letter Regarding Payment of Issue Fee and a copy of the previously entered Petition to Withdraw filed by Certificate of Mailing on September 22, 2003.			
Please let me know if you require anything further.			
Rose Fichtel		FAX RECEIVED OCT 02 2003 PETITIONS OFFICE	

This will acknowledge receipt of the following:

1. PTOL-85B - Issue Fee Transmittal
2. Letter Regarding Payment of Issue Fee
3. Copy of Decision on Petition
4. Certificates of Mailing for each of the above

In re PATENT application of:

SHUNPEI YAMAZAKI

Serial No. 09/499,619

Filed: 02/07/2000

Due Date: 09/17/2003

For: ELECTRO-OPTICAL DEVICE AND METHOD FOR MANUFACTURING THE SAME

Docket: 0756-2095

September 22, 2003

EJR/EJR/rmf



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- 1 -

Docket: 0756-2095

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT application of)	ISSUE BRANCH
Shunpei YAMAZAKI)	
Serial No. 09/499,619)	Group Art Unit: 2814
Filed: February 7, 2000)	Examiner: N. Ngo
For: ELECTRO-OPTICAL DEVICE AND)	Confirmation No. 1510
METHOD FOR MANUFACTURING)	
THE SAME)	

LETTER REGARDING PAYMENT OF ISSUE FEE

Honorable Assistant Commissioner of Patents
Washington, D.C. 20231

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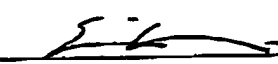
OCT 02 2003

PETITIONS OFFICE

Sir:

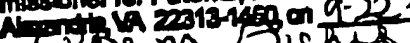
It is respectfully requested that the Issue Fee paid on July 10, 2001 be applied towards the current Issue Fee due September 22, 2003. Also, attached is the new Issue Fee Transmittal Form PTOL-85, along with a copy of Petition granting the Withdrawal from Issue indicating that the Issue Fee may be reapplied in this matter.

Respectfully submitted,


Eric J. Robinson
Reg. No. 38,285

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CERTIFICATE OF MAILING

I hereby certify that the
correspondence is being deposited with
the United States Postal Service with
sufficient postage as First Class Mail
in an envelope addressed to: Com-
missioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450 on 9-22-03




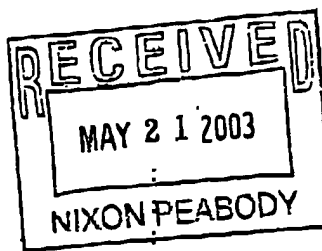
UNITED STATES PATENT AND TRADEMARK OFFICE

Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

Paper No.

NIXON PEABODY LLP
8180 GREENSBORO DRIVE SUITE 800
MCLEAN VA 22102

In re Application of
Shunpei Yamazaki
Application No. 09/499,619
Filed: February 7, 2000
Attorney Docket No. 0756-2095



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ON PETITION OF PETITIONS

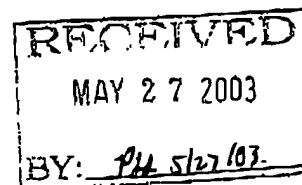
This is a decision on the petition, filed May 16, 2003, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on March 17, 2003 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

The instant petition under 37 CFR 1.313(c)(2), the RCE and the IDS, filed on May 16, 2003, are not signed by an attorney of record. However, in accordance with 37 CFR 1.34(a), the signature of Eric J. Robinson appearing on the correspondence shall constitute a representation to the United States Patent and Trademark Office that he is authorized to represent the particular party in whose behalf he act. However, if Mr. Robinson desires to receive correspondence regarding this file, the appropriate power of attorney documentation must be submitted. A courtesy copy of this decision is being mailed to Mr. Robinson, the petitioner herein. Until otherwise instructed, all future correspondence regarding this application file will be directed solely to the above-noted correspondence address of record.



¹ The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).

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